

REMARKS

Claim Rejections

Claim 5 is rejected under 35 U.S.C. § 112, first paragraph. Claims 1-9 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-8 of copending application no. 10/855,742.

Drawings

It is noted that no Patent Drawing Review (Form PTO-948) was received with the outstanding Office Action. Thus, Applicant must assume that the drawings are acceptable as filed.

Abstract of the Disclosure

Applicant is submitting a substitute Abstract of the Disclosure for that originally filed with this application to more clearly describe the claimed invention. Entry of the substitute Abstract of the Disclosure is respectfully requested.

Amendments to Specification

Applicant has amended the specification as noted above to cure obvious grammatical and idiomatic inaccuracies. It is believed that the foregoing amendments to the specification overcome the outstanding objections thereto. No "new matter" has been added to the original disclosure by the foregoing amendments to the specification.

Double Patenting

To overcome the outstanding provisional rejection under the judicially created doctrine of obviousness-type double patenting, following issuance of a patent for one of the present invention and copending Application No. 29/200,803, applicant hereby agrees to file a terminal disclaimer for the remaining unpatented application.

Claim Amendments

By this Amendment, Applicant has amended claims 1-9 to obviate the outstanding rejections. It is believed that the amended claims specifically set forth each element of Applicant's invention in full compliance with 35 U.S.C. § 112.

It is submitted that the claimed subject matter is described in Applicant's in sufficient detail to enable one having ordinary skill in the art to make and use Applicant's invention without undue experimentation. It is believed that Applicant's specification discloses how to make and use the claimed invention.

It is noted that there are no prior art rejections against Applicant's original claims 1-9.


Summary

In view of the foregoing amendments and remarks, Applicant submits that this application is now in condition for allowance and such action is respectfully requested. Should any points remain in issue, which the Examiner feels could best be resolved by either a personal or a telephone interview, it is urged that Applicant's local attorney be contacted at the exchange listed below.

Respectfully submitted,

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By:


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